

Terminal Disclanmer To Obviate A Double Patenting Rejection Over A Prior Patent

Docket No.

TRIE Auten	ing rejection 3 ver 12 1 1101 1		
The second secon	Billy G. Anderson	N	
Serial No. 09/698,493	Filing Date October 27, 2000	Examiner Priddy, M.	Group Art Unit
Invention: COMPOSIT	TE BONE GRAFT, METHOD OF	MAKING AND USING SAME	
Owner of Record: LIF	ENET		

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,200,347. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. 🖂 For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated:

April 2, 2002

2. The undersigned is an attorney of record.

Signature

Susanne M. Hopkins, Esq.; Reg. No: 33,247

Typed or Printed Name

Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.

PTO suggested wording for terminal disclaimer was unchanged.

Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.

P32/REV01

M		Docket I	MAIL" (37 CFR 1.10)	G BY "EXPRESS M	derson &	FICATE OF
I hereby certify that the following correspondence: [Identify type of correspondence] Is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" sensor of CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. [Insert of Person Mailing Correspondence] [Insert of Person Mailing Correspon	ip Art Unit 3732	1			03 200 Elir	erial No. O
(Identify type of correspondence) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" sensor of the Assistant Commissioner for Patents, Washington, D.C. April 2, 2002 (Date) Susanne M. Hopkins, Esq. (Typed or Printed Name of Person Mailing Correspondence) (Signature of Person Mailing Correspondence) EK969961271US ("Express Mail" Mailing Label Number)			MAKING AND USING SAME	RAFT, METHOD OF	TBONE GRAI	COMPOST
(Identify type of correspondence) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" sensor of the Assistant Commissioner for Patents, Washington, D.C. April 2, 2002 (Date) Susanne M. Hopkins, Esq. (Typed or Printed Name of Person Mailing Correspondence) (Signature of Person Mailing Correspondence) EK969961271US ("Express Mail" Mailing Label Number)		· · · · · · -				
(Identify type of correspondence) Is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service "Express Mail Post Office to Addressee "Exp				correspondence:	following corr	by certify that the
s being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. April 2, 2002 (Date) Susanne M. Hopkins, Esq. (Typed or Printed Name of Person Mailing Correspondence) (Signature of Person Mailing Correspondence) EK969961271US ("Express Mail" Mailing Label Number)			•		e (1) page	nal Disclaimer,
Susanne M. Hopkins, Esq. (Typed or Printed Name of Person Mailing Correspondence) (Signature of Person Mailing Correspondence) ("Express Mail" Mailing Label Number)			of correspondence)	(Identify type		
April 2, 2002 (Date) Susanne M. Hopkins, Esq. (Typed or Printed Name of Person Mailing Correspondence) (Signature of Person Mailing Correspondence) EK969961271US ("Express Mail" Mailing Label Number)	wice unde		· · · · · · · · · · · · · · · · · · ·	(Identify type o		
April 2, 2002 (Date) Susanne M. Hopkins, Esq. (Tyged or Printed Name of Person Mailing Correspondence) (Signature of Person Mailing Correspondence) EK969961271US ("Express Mail" Mailing Label Number)	TIOC ariac	Addressee" servi			the United S	g deposited w
Susanne M. Hopkins, Esq. (Typed or Printed Name of Person Mailing Correspondence) (Signature of Person Mailing Correspondence) EK969961271US ("Express Mail" Mailing Label Number)			ce "Express Mail Post Office to	d States Postal Service		
(Signature of Person Mailing Correspondence) EK969961271US ("Express Mail" Mailing Label Number)			ce "Express Mail Post Office to	d States Postal Service	elope address	R 1.10 in an er
(Signature of Person Mailing Correspondence) EK969961271US ("Express Mail" Mailing Label Number)			ce "Express Mail Post Office to	d States Postal Service	elope address	R 1.10 in an er April
EK969961271US ("Express Mail" Mailing Label Number)	. 20231 or	ashington, D.C. 2	ce "Express Mail Post Office to ant Commissioner for Patents, V Susanne M. Hopl	d States Postal Service	elope address	R 1.10 in an er April
EK969961271US ("Express Mail" Mailing Label Number)	. 20231 or	ashington, D.C. 2	ce "Express Mail Post Office to ant Commissioner for Patents, V Susanne M. Hopl	d States Postal Service	elope address	R 1.10 in an er April
("Express Mail" Mailing Label Number)	. 20231 or	ns, Esq.	Susanne M. Hopl (Typed or Printed Name of Person M.	d States Postal Service	elope address	R 1.10 in an er April
Note: Each paper must have its own certificate of mailing.	. 20231 or	ns, Esq. iling Correspondence) correspondence)	Susanne M. Hopl (Typed or Printed Name of Person Mailing)	d States Postal Service	elope address	R 1.10 in an er April
Note: Each paper must have its own certificate of mailing.	. 20231 or	ns, Esq. iling Correspondence) Correspondence) US	Susanne M. Hopl (Typed or Printed Name of Person Mailing (Signature of Person Mailing)	d States Postal Service	elope address	R 1.10 in an er April
Note: Each paper must have its own certificate of mailing.	. 20231 or	ns, Esq. iling Correspondence) Correspondence) US	Susanne M. Hopl (Typed or Printed Name of Person Mailing (Signature of Person Mailing)	d States Postal Service	elope address	R 1.10 in an er April
Note: Each paper must have its own certificate of mailing.	. 20231 or	ns, Esq. iling Correspondence) Correspondence) US	Susanne M. Hopl (Typed or Printed Name of Person Mailing (Signature of Person Mailing)	d States Postal Service	elope address	R 1.10 in an er April
	. 20231 or	ns, Esq. iling Correspondence) Correspondence) US	Susanne M. Hopl (Typed or Printed Name of Person Mailing (Signature of Person Mailing)	d States Postal Service	elope address	R 1.10 in an er April
	. 20231 or	ns, Esq. iling Correspondence) Correspondence) US	Susanne M. Hopl (Typed or Printed Name of Person Mailing (Signature of Person Mailing EK96996127 ("Express Mail" Mailing I	d States Postal Servicessed to: The Assista	elope address 2002	R 1.10 in an er April
	. 20231 or	ns, Esq. iling Correspondence) Correspondence) US	Susanne M. Hopl (Typed or Printed Name of Person Mailing (Signature of Person Mailing EK96996127 ("Express Mail" Mailing I	d States Postal Servicessed to: The Assista	elope address 2002	R 1.10 in an er April